I hereby certify that this corresponded deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington,

D.C. 20231 on January 16, 2001.

Frank C. Eisenschenk, Ph.D., Patent Attorney

NOTICE OF APPEAL BD OF PATENT APP. & INTER

Patent Application Docket No. SPO-103 Serial No. 09/142,524

TECH CENTER 1600/2960

BOARD OF PATENT APPEALS AND INTERFERENCES

Examiner

M. DiBrino, Ph.D.

Art Unit Applicant(s) 1644 Toshio Sone, Akinori Kume, Kazuo Dairiki, Akiko Iwama, Kohsuke Kino

Serial No.

09/142,524

Filed For

September 9, 1998 Peptide-Based Immunotherapeutic Agent for Treating Allergic Diseases

Assistant Commissioner for Patents Washington, D.C. 20231

> NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner, dated August 16, 2000, rejecting the following claims: 1, 3-7, 10-13, and 17-26.

The Commissioner is hereby authorized to charge the \$310.00 fee for this Notice of Appeal, pursuant to 37 C.F.R. § 1.17(b), and any other necessary fees which may be required to Deposit Account No. 19-0065. I have enclosed a duplicate copy of this sheet.

A Petition and Fee for a two-month Extension of Time through and including January 16, 2001 has been submitted with a Response under 37 C.F. R. § 1.116 on January 16, 2001.

Respectfully submitted,

Frank C. Eisenschenk, Ph.D.

Patent Attorney

Registration No. 45,332 Phone No.: 352-375-8100

Fax No.:

352-372-5800

Address:

Saliwanchik, Lloyd & Saliwanchik

A Professional Association

2421 N.W. 41st Street, Suite A-1 Gainesville, FL 32606

FCE/jaj

21, 500119

CLVE4/2001 AGOITON 00000057 190065 09142524

310.00 CH